

FORM PTO-1390
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

11123.0094USWO

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

Filed Herewith **10/529817**

INTERNATIONAL APPLICATION NO.

PCT/FR2003/002904

INTERNATIONAL FILING DATE

October 3, 2003

PRIORITY DATE CLAIMED

October 4, 2002

TITLE OF INVENTION

2-THIOHYDANTOINE DERIVATIVE COMPOUNDS AND USE THEREOF IN THERAPUTICS

APPLICANT(S) FOR DO/EO/US


BINET, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98., form 1449, 7 References
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND of SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Form PCT/ISA/210, Form PCT/ISA/220, Form PCT/IB/301, Form PCT/IB/304, Form PCT/IB/308, Form PCT/IB/332, Form PCT/IPEA/416, International Publication Page, Application Data Sheet 7 pages, Statement of Verification of Translation

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.51) Filed here within 10/529817		INTERNATIONAL APPLICATION NO. PCT/FR2003/002904		ATTORNEY'S DOCKET NUMBER 11123.0094USWO	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):					
[X] a) Basic National fee.....\$300.00				\$300.00	
[X] b) Examination fee.....\$200.00				\$200.00	
[X] c) Search fee.....\$500.00				\$500.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,000.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		Rate	
84	-100 = 0	/50 =		X \$250.00	\$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	26	-20 = 0	X \$50.00	\$300.00	
Independent claims	4	-3 = 0	X \$200.00	\$200.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,500.00	
Reduction by 1/2 for filing by small entity, if applicable. Small entity status is claimed pursuant to 37 CFR 1.27				\$0.00	
SUBTOTAL =				\$1,500.00	
Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$0.00	
TOTAL NATIONAL FEE =				\$1,500.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$40.00	
TOTAL FEES ENCLOSED =				\$1,540.00	
				Amount to be: refunded	\$0.00
				charged	\$0.00
a. [X] Check(s) in the amount of <u>\$1,500, \$40.00</u> to cover the above fees is enclosed.					
b. [] Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>13-2725</u> .					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: John J. Gresens MERCHANT & GOULD P.O. Box 2903 Minneapolis, MN 55402-0903					
				SIGNATURE: 	
				NAME: John J. Gresens	
				REGISTRATION NUMBER: 33,112	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BINET, et al.

Docket: 11123.0094USWO

Title: 2-THIOHYDANTOINE DERIVATIVE COMPOUNDS AND USE THEREOF IN THERAPUTICS


10/529817
JC17 Rec'd PCT/PTO 31 MAR 2005

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV 495845615 US

Date of Deposit: March 31, 2005

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450.

By: 
Name: David Ortiz

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

We are transmitting herewith the attached:

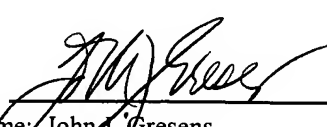
- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.10.
- ☒ National Stage PCT Patent Application: Spec. 84 pgs; 26 claims; Abstract 1 pgs.
The fee has been calculated as shown below in the 'Claims as Filed' table.
- ☒ A signed Combined Declaration and Power of Attorney
- ☒ Assignment of the invention to Laboratoires FOURNIER S.A., Recordation Form Cover Sheet
- ☒ A check in the amount of \$1300.00 to cover the Filing Fee
- ☒ A check for \$40.00 to cover the Assignment Recording Fee.
- ☒ Information Disclosure Statement, Form 1449, 7 reference(s).
- ☒ Application Data Sheet, 7 pages.
- ☒ Other: Form 1390, Preliminary Amendment, Form PCT/ISA/210, Form PCT/ISA/220, Form PCT/IB/301, Form PCT/IB/304, Form PCT/IB/308, Form PCT/IB/332, Form PCT/IPEA/416, International Publication WO 2004/031160 A3, Statement of Verification of Translation
- ☒ Return postcard

CLAIMS AS FILED

Number of Claims Filed	No.	In Excess of	Extra	Rate	Fee
Total Claims	26	20	6	\$50.00 =	\$300.00
Independent Claims	4	3	0	\$200.00 =	\$200.00
Multiple Dependent Claims Fee				=	\$0.00
Basic Filing Fee				=	\$300.00
Search Fee				=	\$500.00
Examination Fee				=	\$200.00
Utility Application Size Fee	84	100	0	\$250.00 =	\$0.00
Total				=	\$1500.00

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903 Minneapolis, MN 55402-0903
612.332.5300

By: 
Name: John J. Gresens
Reg. No.: 33,112
Initials: JJG/ncb

23552

PATENT TRADEMARK OFFICE

(PTO TRANSMITTAL - NEW FILING)

APPLICANT: Jean BINET & al;

10/529817

JC17 Rec'd PCT/PTO 31 MAR 2005

TITLE: 2-Thiohydantoine derivative compounds and use thereof in therapeutics

U.S. COMPLETION OF

INTERNATIONAL APPLICATION PCT/ FR2003/002904

FILED October 3, 2003

VERIFICATION OF A TRANSLATION

I, (name and address of translator) Marie-Claude NIEPS of 158, rue de l'Université, 75007 PARIS - FRANCE hereby declare that:

My name and post office address are as stated above:

That I am knowledgeable in the English Language and the French Language and that I believe the English translation of the specification, claims, and abstract relating to International Application PCT/ FR2003/002904 filed October 3, 2003 is a true and complete translation.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



(signature of translator)

Date March 25, 2005